

**AMENDED**  
**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER**  
**OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF**  
**NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office NOV 07 2002

Returned to applicant for correction DEC 13 2002

Corrected application filed FEB 10 2003

Map filed FEB 10 2003 under 69313

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The applicant **NYE COUNTY** hereby make application for permission to change the **POINT OF DIVERSION, PLACE AND MANNER OF USE OF A PORTION** of water heretofore appropriated under **PERMIT 62322**

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1. The source of water is **UNDERGROUND**
2. The amount of water to be changed **0.2795 CFS (43.0 AFA)**
3. The water to be used for **QUASI MUNICIPAL**
4. The water heretofore permitted for **IRRIGATION AND DOMESTIC**
5. The water is to be diverted at the following point **WITHIN THE SE ¼ SE ¼ OF SECTION 18, T. 15 S., R. 50 E., MDM, OR AT A POINT FROM WHICH THE SE CORNER OF SAID SECTION 18 BEARS S. 02° 38' 23" E. A DISTANCE OF 1160 FT.**
6. The existing permitted point of diversion is located within **THE NW ¼ SE ¼ OF SECTION 5, T. 16 S., R. 49 E., MDM, OR AT A POINT FROM WHICH THE E ¼ CORNER OF SAID SECTION 5 BEARS N 71° 35' 45" E. A DISTANCE OF 2120 FT.**
7. Proposed place of use **Is within the SE ¼ SE ¼ of Section 18, the E ½ E ½ of the SW ¼ SE ¼ of Section 18, and that portion of the NE ¼ of Section 19 lying northerly from the U.S. Highway 95. All places of use are within T. 15 S., R. 50 E., MDM**
8. Existing place of use **10 Acres within the NE ¼ NW ¼ SE ¼ of Section 5, T. 16 S., R. 49 E., MDM. 8.6 Acres are to be removed from irrigation.**
9. Use will be from **JANUARY 1 to DECEMBER 31** of each year.
10. Use was permitted from **JANUARY 1 to DECEMBER 31** of each year.
11. Description of proposed works **A drilled and cased well with pump motor and Meter at the well head, and with a tank, pipelines and valves to the places of use.**
12. Estimated cost of works **\$ 65,000.00**
13. Estimated time required to construct works **1 YEAR**
14. Estimated time required to complete the application of water to beneficial use **10 YEARS**
15. Remarks: **The proposed use is for a proposed Commercial and Industrial business park that is being Developed by Nye County. The total number of users and number of buildings**

is unknown. A preliminary estimate is that approximately twenty (20) lots will be developed.

By James T. Anspach, P.E.  
s/ James T. Anspach  
P.O. Box 2236  
Pahrump, NV 89041

Compared sg/sam lb/cmf

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 62322 is issued subject to the terms and conditions imposed in said Permit 62322 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 69313 and 69314 shall not exceed 80.0 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.28 cubic feet per second, but not to exceed 43 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

September 12, 2004

Proof of completion of work shall be filed on or before:

October 12, 2004

Water must be placed to beneficial use on or before:

September 12, 2013

Proof of the application of water to beneficial use shall be filed on or before:

October 12, 2013

Map in support of proof of beneficial use shall be filed on or before:

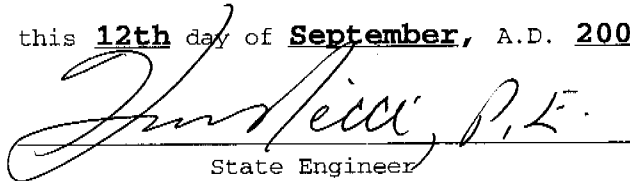
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 12th day of September, A.D. 2003

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_